

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Health, Medical and Family Welfare – Instructions issued on Dharnas and Strikes by the JUDAS – Orders – Issued

HEALTH, MEDICAL AND FAMILY WELFARE (E1) DEPARTMENT

G.O.Rt. No. 1022

Dated:17/08/2013

Read the following:-

1. G.O.Rt.No.1243, HM&FW (E1) Department, Dated: 22/08/2012.
2. G.O.Rt.No.263, HM&FW (E1) Department, Dated: 16/02/2013.

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ORDER:

The Government have issued orders by prohibiting the Strikes of the Junior Doctors namely House Surgeons, PG Students and Senior Residents governed by Medical Education in Public interest which is declared as Essential Services in the G.O.Rt.2nd read above. In spite of issue of above orders the Junior Doctors are indulging in dharnas and strikes within the College and Hospital premises, even though the Medical Services are declared emergency services.

2. The Director of Medical Education, Additional Director of Medical Education, Principals and Superintendents of Osmania Medical College / Osmania General Hospital, Hyderabad and Gandhi Medical College / Gandhi Hospital, Secunderabad have discussed the grievances of the Junior Doctors few times and after appraising to them have requested them to call off the agitation to prevent hardship being caused to patients. The Junior Doctors were recently again called for discussions on 13/08/2013 in the chambers of Director of Medical education. They have been explained in detail that many of their earlier demands which have been projected last year in their bipartite agreement have been completely fulfilled. Some of the demands which they have asked for this year involve the interests of different organizations and associations of in-service Government Doctors, having impact on Recruitment policy of the Government, having impact on referral and reimbursement policies of the Government. While not being directly related to them involving third parties and different organizations / associations, where unilateral or one-sided decisions cannot be taken. These intricacies have been explained to them.

They were also informed that due to frequent strikes disturbances are caused in providing medical services to the needy and diseased. Sometimes, they have been going on strike twice in a year. Many times their demands and behavior is not reasonable and that has led to indiscipline. As per regulations of Dr. NTR University of Health Sciences, Vijayawada, the periods of absence has to be extended. However, to avoid hardship and unpleasantness and to retain harmony, Government has at times considered the period of absence "AS ON DUTY", paid the stipends for the absence period and also permitted them for examinations. The above generosity of the Government is to retain congenial atmosphere in the Medical Institutions and to create good working conditions to serve the patients in a better way.

The Junior Doctors are not withdrawing the agitation in spite of the repeated requests / negotiations of the competent authority, the Government contemplates to initiate necessary disciplinary actions. Even on 16/08/2013 when a group of them approached Principal Secretary, Department of Health, these objections were conveyed to them. They were advised to resume their learning and service. They were assured of attention when they have a grievance. Still, they have not responded to that advice and instructions.

The Government have made the following observations during the strike of JUDAS:

- a. It has been observed that the JUDAS are repeatedly going on agitations twice in a year: 1. Once in August after the new admissions batch of PG settles in;

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2. Once in February, just before the examinations. The dates are being so calculated not to affect any examinations.
- b. Previously when the JUDAS went on strike, the strike period was waived off. The absent period was given the attendance and stipend paid for the strike period and also permitted to write the examinations.
 - c. In the last year March, 2012, the House Surgeons were allowed to write PG entrance examinations even though they could not complete the course by 31st March. But all the internees who are working in private colleges are completing before 31st March and are eligible for examination.
 - d. During the strike the JUDAS are entering in the Colleges and pulling out the fresh MBBS Students and making them to sit in the dharnas and processions till evening. They are also entering the hospitals and forcibly bringing the students on to the road even though the issues are unrelated to the students.

The Government after careful examination hereby orders the Principals of the Govt. Medical Colleges / Superintendents of the Government Hospitals to implement the following guidelines with immediate effect.

- 1) They should attend to the grievances of the JUDAS and solve the grievances on priority basis, if they are within the jurisdiction. Any issues out of their purview shall be brought to the notice of the Director of Medical Education / Government, as the case may be for their immediate redressal.
- 2) They should ensure that no strikes / tents / processions / Dharnas should be allowed within the College or Hospital premises. If they are doing such activities without permission of the concerned authority of the institute they should immediately write to the police and ask them not to allow any tents / processions / obstructions within the institute premises.
- 3) They should decide, if any such strike period should be treated as absence and the period should be extended in their study as per the existing rules then no stipend to be paid for the strike period.
- 4) Whenever the House Surgeons are participating in the strikes they are marked absent and the period is extended beyond 31st March and they are not eligible to appear for the entrance examination.
- 5) If any transfer internee is participating in the strike, they should be reverted back to their original institution for completion of the internship and also they should not be allowed to write the PG Entrance examination.
- 6) If any Student participated in the agitation / strike, they should be recommended to be debarred from the Course for a period of 6 months to the Dr.NTR University of Health Sciences, under disciplinary action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V. SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Vice Chancellor, Dr.NTR University of Health Sciences, Vijayawada.
The Director of Medical Education, A.P., Hyderabad.
All the Principal and Superintendents of Hospitals and Medical Colleges.
To all the concerned through Director of Medical Education, A.P., Hyderabad.
SF/SC.

//FORWARDED : BY ORDER //

SECTION OFFICER